

REMARKS

Applicant appreciates the continued examination as evidenced by the final Office Action dated February 20, 2008 (the Action).

Claims 1-21 were pending at the time of the Action.

Claim 17 stands rejected under 35 U.S.C. 101 as being allegedly directed to non-statutory subject matter. Claims 1, 2, 3, 5, 7, 12, 13, 16 and 17-21 stand rejected in the Action under 35 U.S.C. 102(a) as being anticipated by European Patent Application EP 0311807 to Kabshiki ("Kabushiki"). Claims 14 and 15 stand rejected in the Action under 35 U.S.C. 103(a) as being unpatentable over Kabushiki in view of U.S. Patent No. 5,548,084 to Tracy ("Tracy"). Claims 4, 6, 8, 9, 10 and 11 stand rejected in the Action under 35 U.S.C. 103(a) as being unpatentable over Kabushiki in view of U.S. Publication No. 2003/0026593 to Betti ("Betti"). Applicant hereby requests further consideration of the present application in view of the amendments above and the comments that follow.

In order to expedite prosecution, Claim 17 is canceled above. Independent Claims 1, 7 and 16 have been amended to recite that the property includes color depth, width of picture, height of picture and/or animation information, and Claims 18-21 have been canceled. Support for the above amendments can be found, for example, on page 7, lines 29-31 of the specification. Applicant submits that such amendments do not introduce new matter, raise new issues, or require an additional search. Accordingly, entry of the above amendments is respectfully requested.

Reconsideration is respectfully requested in view of the above amendments and the remarks that follow.

Claim 1 recites as follows:

1. A method of determining usability of a coded file in an application, the method including obtaining at least one property of the coded file, matching the property against at least one application where the file could be used, generating an indication indicating whether or not the file can be used in the application based on the matching, and associating the indication with the coded file for later enabling of a decision about use of the file in the application, wherein the application

uses a certain type of file but has limitations regarding the properties of the type of file, and the property comprises color depth, width of picture, height of picture and/or animation information.

The Action identifies the data management application of Kabushiki as analogous to a type of coding, and the description of relative positions and connections of parts in the drawings as "properties of the type of coding." See the Action, page 11. Applicant submits that Kabushiki merely uses a flag to indicate the type of application. See col. 9, lines 41-56. However, Claim 1 has been amended to clarify that the property includes color depth, width of picture, height of picture and/or animation information." As discussed in Applicant's paper submitted November 12, 2007, embodiments according to the current invention may be provided in the context of a communicative environment, where it is possible to receive files from various different sources. Some applications can handle a type of file, but have limitations regarding the properties of these files, such as the color depth, width of picture, height of picture and/or animation information.

Accordingly, Applicant submits that Kabushiki does not disclose various recitations of Claim 1, such as, obtaining at least one property of the coded file (including color depth, width of picture, height of picture and/or animation information), matching the property against at least one application where the file could be used, generating an indication indicating whether or not the file can be used in the application based on the matching, and associating the indication with the coded file for later enabling of a decision about use of the file in the application, where the application uses a certain type of file but has limitations regarding the properties of the type of file (including color depth, width of picture, height of picture and/or animation information).

For example, Applicant submits that the relative positions and connections of parts in the drawings in Kabushiki (col. 10, lines 6-10) (which the Action identifies as "properties of the type of coding") are not matched against an application. An indication of whether or not the file can be used in the application is not generated based on the matching or any other indicia based on the relative positions and connections of parts in the drawings.


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For at least these reasons, Applicant submits that Kabushiki does not disclose or render obvious all of the recitations of Claim 1. These features are also not disclosed in Tracy or Betti. Independent Claims 7 and 16 include recitations similar to those discussed above and are likewise patentable over the cited art. Claims 2-6 and 8-15 depend from Claims 1 and 7, respectively, and are patentable at least per the patentability of the claims from which they depend.

CONCLUSION

Accordingly, Applicant submits that the present application is in condition for allowance and the same is earnestly solicited. The Examiner is encouraged to telephone the undersigned at 919-854-1400 for resolution of any outstanding issues.

Respectfully submitted,



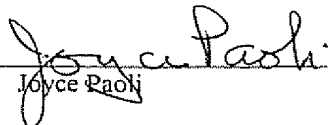
Laura M. Kelley
Registration No. 48,441

USPTO Customer No. 20792
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: 919/854-1400
Facsimile: 919/854-1401

CERTIFICATION OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on May 20, 2008.

Signature: _____



Joyce Paoli